

**BOROUGH OF DUMONT
BERGEN COUNTY, N.J.
PUBLIC MEETING MINUTES
MAY 17, 2011
7:15 PM**

Mayor McHale called the meeting to order at 7:40 PM, apologizing for the late start.

Flag Salute, Silent Prayer

Sunshine Law: The notice requirements of the Open Public Meetings Act of the State of New Jersey have been satisfied by the inclusion of the date, time and place of this regular meeting in the annual schedule and notice of regular meetings of this Governing Body. Such annual schedule and notice of regular meetings is posted at Borough Hall, was sent to *The Record* and the *Press Journal*, posted on the Borough website and filed with the Borough of Dumont.

Roll Call:

Council members Carrick, Caspare, Manna, Stylianou, Zamechansky-present

Councilman Freeman-absent

Mayor McHale-present

Motion to accept agenda as presented with the following exceptions: Resolutions #125 and #127 have been moved to non-consent; Resolution #126 has been pulled from consideration; check # 49377 and check # 49384 have been stricken from Resolution #115: Councilman Stylianou

Second: Councilman Carrick

All in favor.

Approval of Minutes:

Motion to approve the April 19, 2011 Executive meeting minutes: Councilwoman Zamechansky

Second: Councilman Caspare

Roll call vote: Council members Carrick, Caspare, Zamechansky-yes

Council members Manna and Stylianou-abstained

Motion to approve the April 19, 2011 Public meeting minutes: Councilman Caspare

Second: Councilwoman Zamechansky

Roll call vote: Council members Carrick, Caspare, Zamechansky-yes

Council members Manna and Stylianou-abstained

Motion to approve the April 19, 2011 Closed session minutes: Councilman Carrick

Second: Councilman Caspare

Roll call vote: Council members Carrick, Caspare, Zamechansky-yes

Council members Manna and Stylianou-abstained

Motion to approve the May 3, 2011 Executive Session minutes: Councilman Stylianou

Second: Councilman Caspare

Roll call vote: Council members Carrick, Caspare, Manna, Stylianou, Zamechansky-yes

Motion to approve the May 3, 2011 Closed Session minutes: Councilwoman Zamechansky

Second: Councilman Manna

Roll call vote: Council members Carrick, Caspare, Manna, Stylianou, Zamechansky-yes

Administrator's Report

Mr. Perkins had a family commitment. Mayor McHale reported on his behalf that the Borough received a payment of \$286,000 from Landmark for the cell tower at Borough Hall.

Council Committee Reports

- Councilman Caspare

DPW

The Department continues to send the Sewer Jet out on a daily basis checking sewers in hopes of stopping backups. Total streets swept in April-419 miles.

Rent Leveling Board

The next meeting is scheduled for June 13th at 7:00PM.

Library

The Heath Wing roof leak has been repaired.

There was a meeting April 11th with the construction company and engineers doing the work on the handicap access project in order to go over the final details for the ramp and door.

- Councilman Manna

He, Councilwoman Zamechansky and Mr. Perkins attended a seminar on the Family Leave Act and the American Disabilities Act. As a result, he is recommending that we make sure we are in compliance.

Chamber of Commerce

They request that residents frequent the stores in town. There are several new stores.

Personnel Committee

The committee has met and provided the Council with an outline of short term and long term staffing issues as a result of conversations with finance and the Borough auditor.

Ethics Board

There will not be a meeting Thursday-no issues have been presented.

- Councilman Carrick

Ambulance

The Ambulance Corps is in the process of getting prices on jackets.

Shade Tree Commission

Arbor Day was a great success. Mayor McHale was honored and another tree was planted.

The Memorial Day Parade is scheduled for Memorial Day at 9:30AM. There will be one last meeting Monday night at 7:30. There will be a softball game following the parade at Memorial Park.

Recreation

The overhang of the roof was removed when the Hut was renovated. The Councilman has a concern about foul balls causing accidents. There should be at least a four foot overhang going back on the field.

Fire Department

There were seven active alarms and one elevator rescue. There were 20 total alarms and 544 man hours in April.

- Councilwoman Zamechansky

Senior Citizens

The Seniors will be participating in the Memorial Day Parade.

Their luncheon will take place next Friday at Rockleigh Country Club.

Police

The Dispatch Center received 2,063 calls in April. Officers issued 336 motor vehicle summonses.

Celebrations

Dumont Day is scheduled for September 10. Thanks to Mariner's Bank who is sponsoring the concert, Reminisce, that evening.

There will be a 9/11 anniversary meeting this week. Volunteers are welcome.

- Councilman Stylianou

Board of Education

The Dumont residents voted to approve the Board of Education budget. This will result in an average increase of \$118 per fiscal year, which runs from July through June. Any questions can be directed to Sandy Fernandez or Barbara Correa, who are both in attendance tonight. Teri Riva, Theresa Kelly and Robert DeWald were voted in as members of the Board.

5K Run

The 5K Run will take place on Dumont Day. Sponsors are welcome. Mariner's Bank contributed \$1,000. \$300 sponsors include himself, Councilwoman Zamechansky, Borough Administrator Perkins, Monica Cho Esq., Malen & Associates, Chasan Leyner, Kayal Orthopedic, Graham Curtin, Mike Cervantes, T&M, Applebees, Arland DiGirolamo, Esq., Main Lock Shop and the Salandra Family. The TwinBoro News has agreed to be the Media Sponsor.

Mayor's Report

Mayor McHale stated that he was extremely honored to have been selected as the recipient of the Arbor Day annual award. The Mayor encouraged everyone to stop by West Shore Avenue to see the numerous trees planted by the Shade Tree Commission. He acknowledged their efforts in helping Dumont remain a Tree City. They have done a phenomenal job over the last three years since they were first created. Before that they were an ad hoc committee, which worked to develop comprehensive policy in addressing many tree issues.

Budget negotiations are ongoing. The Primary Election will take place June 7th; therefore, the next Council meeting is scheduled for June 14th. The hearing for the Amendment of the 2011 Budget has been postponed from tonight to June 14th.

Review of Consent Agenda Items: All items with an asterisk are considered to be non-controversial by the Council and will be approved by one motion. There may be further discussion prior to the vote upon request of a member of the public or a Council member. Also, any item may be removed for further discussion or for roll call vote in which case the item will be removed and considered in its normal sequence as part of the general order of business.

RESOLUTIONS

#11-112 Approval of LOSAP Contribution-\$600 *

#11-113 Steven Garcia-Approve as Member of Fire Department Auxiliary *

#11-114 Cub Scout Road Closure May 29, 2011 and Rename Pershing Street "Cub Scout Way" and Charles Street "Webelos Way" for the Weekend *

#11-115 Bills List *

#11-116 Lime Energy-Installation of Energy-Efficient Upgrades *

#11-117 Observance of June as "National Aphasia Awareness" Month *

- #11-118 White Beeches Force Main Replacement and Pump Station Upgrades Authorization for the Borough Clerk to Advertise for Bidders *
- #11-119 Approval of Lincoln School PTO On-premise Merchandise Raffle to be held June 17, 2011; RL#341, ID#109-5-30683 *
- #11-120 Approval of Lincoln School PTO On-premise 50/50 Cash Raffle to be held June 17, 2011; RL#342, ID#109-5-30683 *
- #11-121 Request for Relief from Some of the Requirements in the Permitting Process for De-snagging and De-silting Local Streams *
- #11-122 Approval of Block Party on Cresskill Avenue May 28th *
- #11-123 Aaron Joseph Cartelli-Approval of Application for Fire Department *
- #11-124 Capital Budget Amendment *
- #11-126 Dumont Library Foundation Repairs-FY 2010 CDBG-Change Order #1 to Zinno Construction - PULLED

Motion to adopt: Councilwoman Zamechansky

Second: Councilman Manna

Motion to open to the public on Consent Agenda items: Councilman Carrick

Second: Councilman Manna

All in favor.

Motion to close: Councilman Stylianou

Second: Councilman Manna

All in favor.

Roll call vote: Council members Carrick, Caspare, Manna, Stylianou, Zamechansky-yes

Non-consent Agenda

- #11-125 T&M Associates-Approval of Additional Easement Related Services for NJEIT Phase II-\$70,000

- #11-127 NJEIT Phase II-Authorization for the Borough Clerk to Advertise for Bidders

Motion to adopt: Councilman Manna

Second: Councilman Caspare

Motion to open to the public: Councilman Carrick

Second: Councilman Caspare

All in favor.

1. Sandy Fernandez, 199 Summit, asked about the Easement process related to Resolution #125. If a homeowner does not grant the easement required, is it legally enforceable by the Borough?

Mr. Paster explained to the audience present that Hirshfield Brook runs up by Knickerbocker and proceeds through town eventually empties out into the Hackensack River. There are about 161 properties that are directly affected by NJEIT Phase II. If anyone chooses not to participate, the project will bypass those properties and those homeowners will continue to maintain the responsibility for their portion of the brook. The reason they are encouraged to participate is because it is designed to be uniform and would be the Borough's responsibility. That way if there is a problem, it will not be the homeowner's responsibility.

Motion to close to the public: Councilman Carrick

Second: Councilman Manna

All in favor.

Roll call vote on Resolutions #125 and #127: Council members Carrick, Caspare, Manna, Stylianou-yes

Councilwoman Zamechansky-abstained

ORDINANCES

First Reading

ORDINANCE #1430

Ordinance amending Chapter 21, Sections 6 and 7, traffic and parking of the Dumont Code. No person shall park any vehicle upon any of the following streets, portions of streets or designated points for longer than two hours between 7:00 a.m. and 7:00 p.m. on any day except Sundays and public holidays: Grant Avenue north side between Rucereto Avenue and Howard Street; Grant Avenue south side between Rucereto Avenue and Washington Avenue. The prior ordinance designated one hour parking in this commercial zone. This amendment will make it uniform with the other commercial zones in town. This will provide customers and store owners additional time to conduct their business.

Motion to waive formal reading: Councilman Manna

Second: Councilman Caspare

All in favor.

Motion to adopt on first reading: Councilman Stylianou

Second: Councilman Manna

Roll call vote: Council members Carrick, Caspare, Manna, Stylianou, Zamechansky-yes

ORDINANCE #1431

Bond Ordinance providing for Department of Public Works Garage Site Improvements in and by the Borough of Dumont, in the County of Bergen, State of New Jersey; appropriating \$240,000 therefor and authorizing the issuance of \$228,000 bonds or notes of the Borough to finance part of the cost thereof. This ordinance addresses the required DEP remediation of the contamination of the DPW site.

Motion to waive formal reading: Councilman Stylianou

Second: Councilman Manna

All in favor.

There was no discussion from the Council.

Motion to adopt on first reading: Councilman Manna

Second: Councilwoman Zamechansky

Roll call vote: Council members Carrick, Caspare, Manna, Stylianou, Zamechansky-yes

ORDINANCE #1432

Bond Ordinance Providing for Phase III of Various Storm Sewer System Improvements in and by the Borough of Dumont, in the County of Bergen, State of New Jersey; appropriating \$230,000 therefor and authorizing the issuance of \$218,500 bonds or notes of the borough to finance part of the cost thereof. This ordinance refers to the design work and permitting process for Phase III of the New Jersey Environmental Trust program, which is White Beeches, Cole Ct and Golf View Drive area. Even though this project has been temporarily shelved, the Borough will secure the permits so that it is shovel-ready should funds become available.

Motion to waive formal reading: Councilman Stylianou

Second: Councilwoman Zamechansky

All in favor.

There was no discussion from the Council.

Motion to adopt on first reading: Councilman Manna

Second: Councilman Caspare

Roll call vote: Council members Carrick, Caspare, Manna, Stylianou, Zamechansky-yes

Motion to open to the public for general participation: Councilman Carrick

Second: Councilman Manna

All in favor.

1. Sandy Fernandez, 199 Summit, asked if the cedar sill plates at the Library are now being replaced with metal.

Ms. Fernandez said she agrees with Mr. Carrick on the unresponsiveness of the contractor.

The Borough Engineer, Dominic Carrino was called upon. He explained that in this case there is an area of the foundation that has wood under it so the contractor was asked for a price to install concrete footings to support the partially failed foundation so that there would be no more settling. The cedar planks that have rotted do not involve the sill plate. Because it is a historic project, they will address the problem area. If there is other work needed, it will be dealt with in the future, separate from this project.

Councilman Manna stated that that portion of the Library is on the State and United States Historic Registry. For anything to be changed in the structure of the building, there is a long, arduous process and there are certain specifications that need to be followed.

Mayor McHale said that the Borough has a historic architect and it might be worthwhile to have them look at it.

2. Kai Chen, 90 Teak Road, asked about Bond Ordinance #1432, preliminary costs of NJEIT Phase III. He has 500 pages and a stack of 65 drawings. Does that mean it will be redesigned? Was it already paid for last year?

The Mayor explained that this bond ordinance is paying for that design. The work was authorized by the Council. The Borough is bonding the costs that have already been expended on the project so that way the project, design and permits are paid for and the permits are in hand should the project move forward at some point. The way the NJEIT is structured, the municipality lays out the expenses and is then reimbursed.

Mr. Chen asked about recent cases that call for increased documentation of closed session minutes.

Mayor McHale stated that the minutes voted on codified what was discussed at the meeting.

Mr. Paster explained that he has been working with the Borough Clerk's office to find a happy medium between privacy interests of the subject and the public's interests.

Mr. Chen asked if the budget committee meetings are still closed meetings.

Motion to close to the public: Councilman Carrick

Second: Councilman Stylianou

All in favor.

Motion to adjourn: Councilman Stylianou

Second: Councilman Carrick

All in favor.

Meeting adjourned at 8:21PM

Meeting attended by Kathy Schaefer in the absence of Susan Connelly, Borough Clerk (family obligations).

Minutes respectfully submitted by:

Susan Connelly, RMC

Borough Clerk